

S.R. 452 - By Farabee: Extending congratulations to the junior high students from Lockney.

S.R. 453 - By Parker: Extending congratulations to those involved in Gene and Lonnie's Fifth Annual Chili Cook-off.

S.R. 454 - By Glasgow: Extending welcome to the students and teachers from Millsap High School.

S.R. 455 - By Sims: Extending welcome to the Eldorado Woman's Club.

RECESS

On motion of Senator Mauzy, the Senate at 1:04 o'clock p.m. took recess until 8:30 o'clock a.m. tomorrow.

FIFTIETH DAY

(Continued)

(Thursday, April 14, 1983)

AFTER RECESS

The Senate met at 8:30 o'clock a.m. and was called to order by Senator Brown.

LOCAL AND UNCONTESTED BILLS CALENDAR

The Presiding Officer (Senator Brown in Chair) announced that the time had arrived for the consideration of the Local and Uncontested Bills Calendar.

On motion of Senator Mauzy and by unanimous consent, the regular order of business was suspended on the bills and resolutions on the Local and Uncontested Bills Calendar so they could be considered on second reading in the order they are listed on the Calendar.

After suspending the regular order by unanimous consent, the following bills were laid before the Senate, read second time, amended where applicable, passed to engrossment, read third time and passed: (Sponsor, vote on Constitutional Three-Day Rule and final passage indicated after caption of each bill)

S.B. 257 (Farabee) Relating to the authority of the commissioners court of Wichita County to create the office of public defender for that county. (29-1) Washington "Nay" (30-0)

C.S.S.B. 291 (Mauzy) Relating to the time a claim for compensation shall be made under the Workers' Compensation Act. (29-1) Washington "Nay" (30-0)

C.S.S.B. 292 (Mauzy) Relating to the reduction of workers' compensation death benefits because of benefits paid for prior period of incapacity. (29-1) Washington "Nay" (30-0)

C.S.S.B. 311 (Mauzy) Relating to future medical benefits under an award of the board, compromise settlement agreements, agreement on a judgment in a court, on a judgment of the court. (29-1) Washington "Nay" (30-0)

S.B. 439 (Mauzy) Relating to the adoption of the Uniform Child Custody Jurisdiction Act and to jurisdiction of suits affecting the parent-child relationship. (29-1) Washington "Nay" (30-0)

S.B. 516 (Montford) Relating to the authority of the Board of Regents of Texas Tech University to purchase certain land in El Paso County. (29-1) Washington "Nay" (30-0)

C.S.S.B. 517 (Montford) Relating to the authority of the Board of Regents of Texas Tech University and the Texas Tech University Health Sciences Center to accept gifts and manage real property. (29-1) Washington "Nay" (30-0)

S.B. 590 (Sims) Relating to the creation, administration, powers, duties, operation and financing of the Sterling County Underground Water Conservation District. (29-1) Washington "Nay" (30-0)

S.B. 657 (Whitmire) Relating to the annual financial report filed by the Texas Board of Health relating to administration of the law regulating circuses, carnivals and zoos. (29-1) Washington "Nay" (30-0)

S.B. 688 (Santiesteban) Relating to the use of tetrahydrocannabinols and their derivatives for therapeutic and research purposes. (29-1) Washington "Nay" (30-0)

S.B. 697 (Sarpalius) Relating to the Coordinating Board approval of certain construction, repair, or rehabilitation projects at institutions of higher education. (29-1) Washington "Nay" (30-0)

S.B. 781 (Mauzy) Relating to the magistrates appointed by the judges of the district courts of Dallas County that give preference to criminal cases and the judges of the criminal district courts of Dallas County. (29-1) Washington "Nay" (30-0)

S.B. 800 (Traeger) Relating to the authority of a city or town to make a contract with a conservation and reclamation district for the purchase of hydroelectric power or energy. (29-1) Washington "Nay" (30-0)

C.S.S.B. 864 (Lyon) Relating to attorney's fees in workers' compensation death cases. (29-1) Washington "Nay" (30-0)

S.B. 875 (Jones) Relating to the creation of the County Court at Law No. 2 of Taylor County. (29-1) Washington "Nay" (30-0)

S.B. 892 (Montford) Relating to security personnel of the Texas Tech University Health Sciences Center. (29-1) Washington "Nay" (30-0)

S.B. 893 (Montford) Relating to the authority of the Board of Regents of the Texas Tech University Health Science Center to sell obsolete medical equipment to public or nonprofit hospitals in this State. (29-1) Washington "Nay" (30-0)

S.B. 894 (Montford) Relating to the conveyance of certain State-owned real property in Lubbock County. (29-1) Washington "Nay" (30-0)

S.B. 897 (Caperton) Relating to the authority of the Comptroller to charge bingo licensees an audit fee. (29-1) Washington "Nay" (30-0)

S.B. 960 (McFarland) Relating to contracts, leases and other arrangements for the use and occupancy of airport property entered into by joint boards under the Municipal Airports Act. (29-1) Washington "Nay" (30-0)

Senator McFarland offered the following committee amendment to the bill:

Section 1 of **S.B. 960** is amended by deleting all of subsection (4) of Section (d) of Article 46d-14, Vernon's Texas Civil Statutes, as presented in the Bill, and inserting a new subsection (4) to said Section (d) to read as follows:

"(4) Disposal of Real Property, Use of Property by Others. The joint board shall not dispose of any airport, air navigation facility or real property under its jurisdiction except with the consent of the governing bodies of its constituent public agencies. ~~[provided that]~~ However, the joint board may, without such consent, enter into ~~[the contract, lease or other arrangements contemplated by Section 4 of this Act]~~ contracts, leases or other arrangements for the use and occupancy by others

of airport lands and personal property for the purposes specified in Section 4 of this Act upon such terms, for such rentals, revenues and payments, and for such period or periods of years and with such options of renewal, as shall be approved by the joint board. It is provided, however, that if any such contract, lease or other arrangement shall be for a term, including any renewal or option terms, in excess of 40 years, the same shall be subject to the approval of each of the governing bodies of the constituent public agencies of the board unless the necessity for such approval is waived by resolution of each such governing body."

The committee amendment was read and was adopted.

On motion of Senator McFarland and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

C.S.S.B. 1006 (Mauzy) Relating to coverage of State employees working outside of the State. (29-1) Washington "Nay" (30-0)

C.S.S.B. 1062 (Whitmire) Relating to the counties in the First and Fourteenth Supreme Judicial Districts reimbursing Harris County for certain costs incurred by Harris County pertaining to those courts. (29-1) Washington "Nay" (30-0)

S.B. 1064 (Uribe) Relating to the prevention and control of communicable diseases. (29-1) Washington "Nay" (30-0)

C.S.S.B. 1221 (Blake) Relating to the approval of certain State purchase vouchers. (29-1) Washington "Nay" (30-0)

S.B. 1224 (Sims) Relating to the establishment of a juvenile board in Culberson and Hudspeth counties. (29-1) Washington "Nay" (30-0)

S.B. 1226 (Caperton) Relating to the periodic review of certain State agencies under the Texas Sunset Act. (29-1) Washington "Nay" (30-0)

S.B. 1245 (Jones) Relating to the conduct and financing of Governor for a Day and Speaker's Day ceremonies. (29-1) Washington "Nay" (30-0)

S.B. 1270 (Farabee) Relating to the name and the powers and duties of the Greater Texoma Municipal Utility District. (29-1) Washington "Nay" (30-0)

Senator Farabee offered the following committee amendment to the bill:

Amend **S.B. 1270**, SECTION 1 (page 1) to read as follows:

"SECTION 1. Section 1, Chapter 97, Acts of the 66th Legislature, Regular Session, 1979, is amended to read as follows:

Sec. 1. CREATION. Under the provisions of Article XVI, Section 59 of the Texas Constitution, a conservation and reclamation district is created in Grayson County, Texas, to be known as Greater Texoma ~~[Municipal]~~ Utility ~~Authority~~ ~~[District]~~, hereinafter called the "district", which shall be a governmental agency, a political subdivision of the state, and a body politic and corporate. The creation of the district is declared to be essential to the accomplishment of the purposes of Article XVI, Section 59, of the Texas Constitution."

The committee amendment was read and was adopted.

On motion of Senator Farabee and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

S.C.R. 40 (Whitmire) Creating a joint interim committee to study the State role in providing housing for moderate- and low-income persons. (vv)

S.C.R. 46 (Harris) Granting Titan Group, Inc., permission to sue the Trinity River Authority of Texas. (vv)

S.C.R. 49 (Harris) Granting Mark Homes, Inc., permission to sue the State of Texas. (vv)

S.C.R. 51 (Truan) Granting Jose R. Villarreal permission to sue the State of Texas. (vv)

S.C.R. 52 (Truan) Granting Gwendolyn P. Johnson permission to sue the State of Texas. (vv)

S.C.R. 55 (Lyon) In memory of E. W. Rowland. (vv)

**BILLS REMOVED FROM LOCAL AND UNCONTESTED BILLS
CALENDAR**

The following bill and resolution were removed from the Local and Uncontested Bills Calendar:

Bill Number	Senators Objecting
S.B. 769	Edwards, Blake
S.C.R. 47	Uribe, Blake

MESSAGE FROM THE HOUSE

House Chamber
April 14, 1983

HONORABLE W. P. HOBBY
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

H.J.R. 1, Proposing a constitutional amendment to allow for the assignment of income for the enforcement of court-ordered child support payments.

H.B. 604, Relating to conviction of a sexual offense on the testimony of a child or on the uncorroborated testimony of an accomplice if the victim of the sexual offense is a child.

H.B. 665, Relating to a transcript form for distinguishing the academic achievement record of a student who has completed an advanced high school program.

H.B. 872, Relating to the requirements for obtaining a certificate of title to a vehicle that has not been previously registered or titled in any state.

H.B. 1229, Relating to the service plan and fare and service changes of a regional transportation authority in a metropolitan area; amending Chapter 683, Acts of the 66th Legislature, Regular Session, 1979, as amended (Article 1118y, Vernon's Texas Civil Statutes); and declaring an emergency.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

**CONCLUSION OF SESSION FOR LOCAL AND UNCONTESTED BILLS
CALENDAR**

The Presiding Officer (Senator Brown in Chair) announced that the session for the consideration of the Local and Uncontested Bills Calendar was concluded.

ADJOURNMENT

On motion of Senator Mauzy, the Senate at 8:53 o'clock a.m. adjourned until 10:30 o'clock a.m. today.

FIFTY-FIRST DAY
(Thursday, April 14, 1983)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Blake, Brooks, Brown, Caperton, Doggett, Edwards, Farabee, Glasgow, Harris, Henderson, Howard, Jones, Kothmann, Leedom, Lyon, Mauzy, McFarland, Montford, Parker, Parmer, Santiesteban, Sarpalius, Sharp, Sims, Traeger, Truan, Uribe, Vale, Washington, Whitmire, Williams.

A quorum was announced present.

Pastor Merle Franke, First English Lutheran Church, Austin, offered the invocation as follows:

Lord, walk with us through the hallways and pathways of our lives. As we move from one responsibility to another, move with us so that we may move with certainty. As we take our posts as leaders or as followers, stand with us so we will not falter in our God-given tasks. As we walk the halls of justice and civic responsibility, be by our side as our guide and counsellor.

We pray today, Lord, for all legislators and leaders of people, in the state and nation and world. May they look to You for guidance and deal with their people with equity and justice, securing the rights and upholding the trust of the people they serve, and particularly that they may be faithful to You in their dealings with people. Amen.

On motion of Senator Mauzy and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

CO-AUTHOR OF SENATE BILL 1183

On motion of Senator Caperton and by unanimous consent, Senator Leedom will be shown as Co-author of S.B. 1183.

CO-AUTHOR OF SENATE JOINT RESOLUTION 38

On motion of Senator Glasgow and by unanimous consent, Senator McFarland will be shown as Co-author of S.J.R. 38.

REPORTS OF STANDING COMMITTEES

Senator Brooks submitted the following report for the Committee on Health and Human Resources:

S.B. 426
S.B. 871